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Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO;  
LONDON BREED, Mayor of San Francisco in her official capacity; and  
CAROL ISEN, Human Resources Director, City and County  
of San Francisco, in her official capacity

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SELINA KEENE, MELODY FOUNTILA,  
MARK MCCLURE,

Plaintiffs,

vs.

CITY and COUNTY OF SAN FRANCISCO;  
LONDON BREED, Mayor of San Francisco in  
her official capacity; CAROL ISEN, Human  
Resources Director, City and County of San  
Francisco, in her official capacity; DOES 1-  
100,

Defendants.

Case No. 22-cv-01587-JSW

**DEFENDANTS' OPPOSITION TO EX PARTE  
APPLICATION AND TO SHORTEN TIME OF  
NOTICE FOR MOTION TO ENTER ORDER  
ON PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

Hearing Date: September 23, 2022  
Time: 9:00 a.m.  
Judge: Hon. Jeffrey S. White  
Location: Oakland Courthouse,  
Courtroom 5, 2nd Floor

Date Action Filed: March 14, 2022  
Trial Date: None set

1 Defendant City and County of San Francisco (“City”) objects to Plaintiffs’ Ex Parte  
 2 Application to Shorten Time of Notice from Motion to Enter Order on Plaintiff’s Motion for  
 3 Preliminary Injunction (the “Ex Parte Motion”), filed with the Court on September 13, 2022 (Dkt. 28).  
 4 There is no emergency to warrant shortening of time, and none has been demonstrated via the Ex Parte  
 5 Motion. Plaintiffs’ Motion to Enter Order on Plaintiff’s Motion for Preliminary Injunction (“Motion”)  
 6 is also improper because the management of the Court’s docket is entirely within the Court’s sole  
 7 discretion.

8 Counsel for the City are also unavailable on September 23, 2022 for the noticed hearing on the  
 9 Ex Parte Motion. Counsel for Plaintiffs’ did not consult with the City’s attorneys before unilaterally  
 10 selecting a date on which neither of the attorneys for the City are available. (See Accompanying Decl.  
 11 of Kate Kimberlin). The City requested Plaintiffs re-notice their motion for a mutually agreeable date,  
 12 but Plaintiffs did not do so. The City is therefore unavailable for and does not plan to appear at the  
 13 noticed hearing on the Ex Parte Motion.

14  
 15 Dated: September 21, 2022

16 DAVID CHIU  
 17 City Attorney  
 18 WAYNE K. SNODGRASS  
 19 JAMES M. EMERY  
 KATE G. KIMBERLIN  
 Deputy City Attorneys

20  
 21 By: /s/ Kate G. Kimberlin  
 JAMES M. EMERY  
 KATE G. KIMBERLIN

22  
 23 Attorneys for Defendants  
 24 CITY AND COUNTY OF SAN FRANCISCO,  
 MAYOR LONDON BREED and CAROL ISEN